

**立法會**  
**Legislative Council**

LC Paper No. CB(3) 498/13-14

Ref : CB(3)/B/HA/1 (13-14)

Tel : 3919 3306

Date : 18 March 2014

From : Clerk to the Legislative Council

To : All Members of the Legislative Council

---

**Council meeting of 26 March 2014**

**Rural Representative Election Legislation (Amendment) Bill 2013**

**Committee stage amendments**

The Second Reading debate on the above Bill will be resumed at the Council meeting of 26 March 2014. Subject to the Bill receiving a Second Reading, the President has given permission for the Secretary for Home Affairs and Hon Albert HO to move their proposed amendments to the Bill, as set out in **Appendices 1 and 2**, at its Committee stage.

2. As directed by the President, the proposed amendments are attached for Members' consideration.

(Boris LAM)  
for Clerk to the Legislative Council

Encl.

## Rural Representative Election Legislation (Amendment) Bill 2013

**Committee Stage**Amendments to be moved by the Secretary for Home Affairs

<u>Clause</u>	<u>Amendment Proposed</u>
22	<p>By adding before subclause (1)—</p> <p>“(1A) Section 11(1)(a), Chinese text—</p> <p style="padding-left: 40px;"><b>Repeal</b> “必須”</p> <p style="padding-left: 40px;"><b>Substitute</b> “須”.”.</p>
22	<p>By adding after subclause (1)—</p> <p>“(1AA) Section 11(1)(b), Chinese text—</p> <p style="padding-left: 40px;"><b>Repeal</b> “必須”</p> <p style="padding-left: 40px;"><b>Substitute</b> “須”.”.</p>
27	<p>By adding before subclause (1)—</p> <p>“(1A) Section 18(4)(a)(ii), Chinese text—</p> <p style="padding-left: 40px;"><b>Repeal</b> “縱使”</p> <p style="padding-left: 40px;"><b>Substitute</b> “即使”.”.</p>
47	<p>By adding before subclause (1)—</p> <p>“(1A) Section 45(4)(a)—</p> <p style="padding-left: 40px;"><b>Repeal</b> “he”</p> <p style="padding-left: 40px;"><b>Substitute</b> “the person”.</p> <p>(1B) Section 45(4)(b)—</p>

**Repeal**

“he”

**Substitute**

“the person”.”.

- 47 By adding after subclause (1)—  
“(1AA) Section 45(4)(c)—  
**Repeal**  
“he”  
**Substitute**  
“the person”.”.
- 52 By adding before subclause (1)—  
“(1A) Section 61(1), English text—  
**Repeal**  
“shall then, in the counting zone, be”  
**Substitute**  
“are then, in the counting zone, to be”.”.
- 52 By adding after subclause (1)—  
“(1AA) Section 61(1)(a), English text—  
**Repeal**  
“shall be” (wherever appearing)  
**Substitute**  
“are to be”.”.
- 52 By adding after subclause (2)—  
“(2A) Section 61(1)(b), English text—  
**Repeal**  
“shall be” (wherever appearing)  
**Substitute**  
“are to be”.”.
- 55 By adding before subclause (1)—  
“(1A) Section 67(3)(a), English text—  
**Repeal**

“shall be”

**Substitute**

“is to be”.

(1B) Section 67(3)(b), English text—

**Repeal**

“shall be”

**Substitute**

“is to be”.”.

55

By adding after subclause (1)—

“(1AA) Section 67(3)(c), English text—

**Repeal**

“shall be”

**Substitute**

“is to be”.”.

62

By deleting subclause (3) and substituting—

“(3) Section 2(b)—

**Repeal**

“over 1,000 electors for the Village, \$28,000.”

**Substitute**

“more than 1,000 electors but not more than 5,000 electors for the Rural Area, \$28,000; or”.”.

## Rural Representative Election Legislation (Amendment) Bill 2013

**Committee Stage**Amendments to be moved by the Honourable Albert HO Chun-yan

<u>Clause</u>	<u>Amendment Proposed</u>
37	<p>By deleting subclause (2) and substituting—</p> <p style="padding-left: 40px;">“(2) Section 2(1) —</p> <p style="padding-left: 80px;">(a) definition of <i>village by-election</i>;</p> <p style="padding-left: 80px;">(b) definition of <i>village by-election notice</i>;</p> <p style="padding-left: 80px;">(c) definition of <i>village election notice</i>;</p> <p style="padding-left: 80px;">(d) definition of <i>village ordinary election</i>—</p> <p style="padding-left: 40px;"><b>Repeal the definitions.”.</b></p>
49	<p>By deleting subclause (2) and substituting—</p> <p style="padding-left: 40px;">“(2) After section 48(3)—</p> <p style="padding-left: 80px;"><b>Add</b></p> <p style="padding-left: 40px;">“(4) An elector voting for a Market Town—</p> <p style="padding-left: 80px;">(a) may vote for—</p> <p style="padding-left: 120px;">(i) 1 candidate (if no more than 5 Kaifong Representatives are to be returned for the Market Town at the election concerned); or</p> <p style="padding-left: 120px;">(ii) a number of candidates not exceeding one-third</p>

of the number of Kaifong Representatives to be returned for the Market Town at the election concerned (if more than 5 Kaifong Representatives are to be returned for the Market Town at the election concerned); and

(b) must mark his or her ballot paper by affixing the chop issued under section 45 to give a single “✓” in each of the circles opposite the names of the candidates of his or her choice on the ballot paper.”.

53 By deleting subclause (8) and substituting—

“(8) After section 62(h)—

**Add**

“(i) which contains votes for a number of candidates exceeding—

(i) the number of Village Representative or Village Representatives to be returned for the Village at the election concerned; or

(ii) (in an election for a Market Town) the number

specified in section 48(4)(a)(i) or (ii), as the case may be.”.

54 By deleting subclause (8) and substituting—

“(8) After section 63(7)(h) —

**Add**

“(i) containing votes for a number of candidates exceeding—

(i) the number of Village Representative or Village Representatives to be returned for the Village at the election concerned; or

(ii) (in an election for a Market Town) the number specified in section 48(4)(a)(i) or (ii), as the case may be.”.